Sectt. II-27—36,006—30-10-37.

Home (1938) Department.

MS SERIES.

G.O. No. 6082

DATED 19 12-1938

[Despatch Abstract.]

Courts

Civil - Temporary Sub-Court, Bellary - Juriadiction - Extended.

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C.F. 80.

DEPARTMENT.

42507E

Received ..... 19 *Registered* 19

11 DEC 1938

HOME DEPARTMENT

Subject.

ENCLOSURES.

No. .....

.....

Spare copies .....

R.O.C. No. 3437/38-D-2

Station M A D R A S , *Dated the* 8th December 19 38.

From (Name) D.APPA RAO Esquire, (Bar-at-Law),

(Designation) Registrar, High Court, Madras.

To The Secretary to the Government of Madras,

HOME Department.
(with enclosure)

Sir,

Court - Temporary-Subordinate Judge's Court Bellary - Territorial jurisdiction - change recommended.

Refce.- G.O.No.Ms.5203 Home dated 27-10-38.

I am to forward for orders of Government a copy of letter No.6733 dated 23-11-38 from the District Judge, of Bellary on the above subject, and to state that the Hon'ble the Judges recommend his proposal that the jurisdiction of the above court which is now confined only to Bellary town should be extended to the whole district

of

2

of Bellary.

I have the honour to be,

Sir,

Your most obedient servant,

D. Appa Rao

REGISTRAR.

K.C.K

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Copy of letter from the District Judge, Bellary, to the Registrar, High Court, Madras, No.6733, dated 23rd November 1938.

Sub: Temporary Sub Court, Bellary - Territorial Jurisdiction - change requested.

I have the honour to state that in G.O.No.5203 (Home Department) dated 27-10-1938 a temporary Sub Court was sanctioned to Bellary District with effect from 1-11-38 and was invested with Original Jurisdiction over the Bellary town. It was recently brought to my notice that according to the ruling of the Madras High Court reported in I.L.R.1937 M 565, the Sub Judge of Bellary (Mr. W.W.Georgeson under Judicial training) cannot deal with matters in Insolvency transferred, to him for disposal by this Court unless they arise in Bellary town. Mr. P.Rajagopalan and I who were under Judicial training as Sub Judges in this District in 1932-33 and 1928-29 respectively dealt with all Insolvency matters. The Sub Court of 1928-29 had Original Jurisdiction over Bellary town alone whereas that of 1932-33 had jurisdiction over the whole of Bellary District. There are few matters in Insolvency arising out of Bellary Town now pending. I do not think Mr. Georgeson can have sufficient experience in Insolvency work unless a sufficient number of petitions of different sorts are transferred to him for disposal.

I therefore request that Government may be moved to invest Mr. Georgeson with Original Jurisdiction throughout the District of Bellary instead of Bellary town alone.

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K.C.K

44/1911

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C.F. 16.

DRAFT FOR APPROVAL.

Home Depn

	Date.	Initials.
When received for fair copying ..		
When copied ..	6/12	
When examined..		
When signed ..		
When despatched.		

SUBJECT:— Comb - Civil. - Temporary Sub Court; Bellary - Jurisdiction Extended

READ AGAIN G.O. 5203 Home, dated 27. 10. 1938.

" " ,, 19.

READ *ALSO*:—

G. No 42507 E From the H. el. P.O.C., No 3637/38 D2 dated 8-12. 1938.

" ,, ,, 19.

" ,, ,, 19.

Order / ~~Resolution~~ Ms. / ~~Rent.~~ No. 6082, dated 19. 12. 1938.

The following notification will be published in the Fort St George Gazette :-

Notification.

Under section 10 of the Madras Civil Courts Act, 1873 (III of 1873) and in partial modification of the Home Department notification No. 1263 dated 27. 10. 1938 published at page 1643 of Part I of the Fort St George Gazette dated 1. 11. 1938, the Government of Madras direct

III on Vide H 15 of G.O. 5203 27.10.38

that the Judge of the Subordinate Judges' Court, Bellary, shall have and exercise original jurisdiction throughout the district of Bellary.

16/12

17/12

17/12

S

16.12.38.

M on p. 15 n2(P)
as amended by
M.I. 2 of 38

To

The Hon'ble the C.J.
The Dt Judge Bellary (with CC)
The Hon'ble the Finance Member
The Finance Secretary
The Public (Rules) Secretary
The Govt. Pleader for Fort St. George